

UNOFFICIAL VERSION

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MONDAY, APRIL 23, 2018

SEVENTY-FIFTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 3:00 p.m., and was called to order by Mr. Speaker McNally.

PRAYER

The proceedings were opened with prayer by Pastor Jeremy McFarlin of Wildwood Valley Church of Christ in Hurricane Mills, Tennessee, a guest of Senator Roberts.

PLEDGE OF ALLEGIANCE

Senator Roberts led the Senate in the Pledge of Allegiance to the Flag.

SALUTE TO THE FLAG OF TENNESSEE

Senator Roberts led the Senate in the Salute to the Flag of Tennessee.

ROLL CALL

The roll call was taken with the following results:

Present 33

Senators present were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

STANDING COMMITTEE REPORT

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 5 with amendment, 200, 1109 with amendment, 1589 with amendment, 1629 with amendment, 1649 with amendment, 1865 with amendment, 2287 with amendment, 2519, 2520 with amendment, 2621 with amendment and 2646 with amendment; and House Joint Resolution No. 1144.

WATSON, Chairperson
April 23, 2018

The Speaker announced that he had referred Senate Bills Nos. 5 with amendment, 200, 1109 with amendment, 1589 with amendment, 1629 with amendment, 1649 with amendment, 1865 with amendment, 2287 with amendment, 2519, 2520 with amendment, 2621 with amendment and 2646 with amendment; and House Joint Resolution No. 1144 to the Committee on Calendar.

PRESENTATION

Senators Norris and Reeves introduced Ms. Kelsey Ketron and Ms. Kelly LaMure who presented a painting to the Senate in honor of Senator Ketron.

PRESENTATION

Senator Roberts presented **Senate Joint Resolution No. 649** from the 109th General Assembly to the family of Ms. Loretta Lynn.

REFERRAL OF BILLS

Mr. Speaker McNally announced he had referred the following Senate Bill to the Committee on Delayed Bills: **Senate Bill No. 2758**.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 968 through 971**; and **Senate Resolutions Nos. 225 and 226** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 968 by Senator Hensley.

Memorials, Professional Achievement -- Tony Massey, Middle Tennessee Public Administrator of the Year.

Senate Joint Resolution No. 969 by Senator Gresham.

Memorials, Death -- Ronald Lee Erney.

Senate Joint Resolution No. 970 by Senator Bailey.

Memorials, Academic Achievement -- Maggie Battilla, Salutatorian, Upperman High School.

Senate Joint Resolution No. 971 by Senator Bailey.

Memorials, Academic Achievement -- Taylor Jade Hedgecough, Valedictorian, Upperman High School.

Senate Resolution No. 225 by Senator Harper.

Memorials, Interns -- Danielle Nicole Knight.

Senate Resolution No. 226 by Senator Pody.

Memorials, Public Service -- David Roy Lawrence.

MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 1083, 1084, 1086 through 1092, 1210 and 1258 through 1280**; **Senate Joint Resolutions Nos. 964 through 966**; and **Senate Resolutions Nos. 215 through 224** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 1083 -- General Assembly, Confirmation of Appointment -- John C. Compton, UT board of trustees.

The Speaker announced that he had referred House Joint Resolution No. 1083 to the Committee on Calendar.

House Joint Resolution No. 1084 -- General Assembly, Confirmation of Appointment -- William E. Evans, UT board of trustees.

The Speaker announced that he had referred House Joint Resolution No. 1084 to the Committee on Calendar.

House Joint Resolution No. 1086 -- General Assembly, Confirmation of Appointment -- Brad A. Lampley, UT board of trustees.

The Speaker announced that he had referred House Joint Resolution No. 1086 to the Committee on Calendar.

House Joint Resolution No. 1087 -- General Assembly, Confirmation of Appointment -- Kara M. Lawson, UT board of trustees.

The Speaker announced that he had referred House Joint Resolution No. 1087 to the Committee on Calendar.

House Joint Resolution No. 1088 -- General Assembly, Confirmation of Appointment -- Melvin J. Malone, UT board of trustees.

The Speaker announced that he had referred House Joint Resolution No. 1088 to the Committee on Calendar.

House Joint Resolution No. 1089 -- General Assembly, Confirmation of Appointment -- Sharon J. Pryse, UT board of trustees.

The Speaker announced that he had referred House Joint Resolution No. 1089 to the Committee on Calendar.

House Joint Resolution No. 1090 -- General Assembly, Confirmation of Appointment -- William C. Rhodes III, UT board of trustees.

The Speaker announced that he had referred House Joint Resolution No. 1090 to the Committee on Calendar.

House Joint Resolution No. 1091 -- General Assembly, Confirmation of Appointment -- Donnie Smith, UT board of trustees.

The Speaker announced that he had referred House Joint Resolution No. 1091 to the Committee on Calendar.

House Joint Resolution No. 1092 -- General Assembly, Confirmation of Appointment -- Kim H. White, UT board of trustees.

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The Speaker announced that he had referred House Joint Resolution No. 1092 to the Committee on Calendar.

House Joint Resolution No. 1210 -- Memorials, Public Service -- Representative Sherry Jones.

The Speaker announced that he had referred House Joint Resolution No. 1210 to the Committee on Calendar.

House Joint Resolution No. 1258 -- Memorials, Recognition -- WGU Tennessee, 5th Anniversary.

The Speaker announced that he had referred House Joint Resolution No. 1258 to the Committee on Calendar.

House Joint Resolution No. 1259 -- Memorials, Death -- Timothy S. Daniels.

The Speaker announced that he had referred House Joint Resolution No. 1259 to the Committee on Calendar.

House Joint Resolution No. 1260 -- Memorials, Interns -- Grace Boze.

The Speaker announced that he had referred House Joint Resolution No. 1260 to the Committee on Calendar.

House Joint Resolution No. 1261 -- Memorials, Academic Achievement -- Kihley Bellamy, Top Ten Senior, Volunteer High School.

The Speaker announced that he had referred House Joint Resolution No. 1261 to the Committee on Calendar.

House Joint Resolution No. 1262 -- Memorials, Academic Achievement -- Kelsey Browning, Top Ten Senior, Volunteer High School.

The Speaker announced that he had referred House Joint Resolution No. 1262 to the Committee on Calendar.

House Joint Resolution No. 1263 -- Memorials, Academic Achievement -- Sara Burnette, Top Ten Senior, Volunteer High School.

The Speaker announced that he had referred House Joint Resolution No. 1263 to the Committee on Calendar.

House Joint Resolution No. 1264 -- Memorials, Academic Achievement -- Ethan Galloway, Top Ten Senior, Volunteer High School.

The Speaker announced that he had referred House Joint Resolution No. 1264 to the Committee on Calendar.

House Joint Resolution No. 1265 -- Memorials, Academic Achievement -- Noah Johnson, Top Ten Senior, Volunteer High School.

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The Speaker announced that he had referred House Joint Resolution No. 1265 to the Committee on Calendar.

House Joint Resolution No. 1266 -- Memorials, Academic Achievement -- Katheryn Luckadoo, Top Ten Senior, Volunteer High School.

The Speaker announced that he had referred House Joint Resolution No. 1266 to the Committee on Calendar.

House Joint Resolution No. 1267 -- Memorials, Academic Achievement -- Brannon Ragsdale, Top Ten Senior, Volunteer High School.

The Speaker announced that he had referred House Joint Resolution No. 1267 to the Committee on Calendar.

House Joint Resolution No. 1268 -- Memorials, Academic Achievement -- Colton Short, Top Ten Senior, Volunteer High School.

The Speaker announced that he had referred House Joint Resolution No. 1268 to the Committee on Calendar.

House Joint Resolution No. 1269 -- Memorials, Academic Achievement -- Susanna Skelton, Top Ten Senior, Volunteer High School.

The Speaker announced that he had referred House Joint Resolution No. 1269 to the Committee on Calendar.

House Joint Resolution No. 1270 -- Memorials, Academic Achievement -- Trevor Stanley, Top Ten Senior, Volunteer High School.

The Speaker announced that he had referred House Joint Resolution No. 1270 to the Committee on Calendar.

House Joint Resolution No. 1271 -- Memorials, Academic Achievement -- Kara Stofel, Valedictorian, Culleoka Unit School.

The Speaker announced that he had referred House Joint Resolution No. 1271 to the Committee on Calendar.

House Joint Resolution No. 1272 -- Memorials, Academic Achievement -- McKinley Stovall, Salutatorian, Culleoka Unit School.

The Speaker announced that he had referred House Joint Resolution No. 1272 to the Committee on Calendar.

House Joint Resolution No. 1273 -- Memorials, Academic Achievement -- Kathy Jean Jennings, Valedictorian, Clinch High School.

The Speaker announced that he had referred House Joint Resolution No. 1273 to the Committee on Calendar.

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House Joint Resolution No. 1274 -- Memorials, Academic Achievement -- Kortney Lawson, Salutatorian, Clinch High School.

The Speaker announced that he had referred House Joint Resolution No. 1274 to the Committee on Calendar.

House Joint Resolution No. 1275 -- Memorials, Recognition -- Food City, 100th Anniversary.

The Speaker announced that he had referred House Joint Resolution No. 1275 to the Committee on Calendar.

House Joint Resolution No. 1276 -- Memorials, Interns -- Tierra Holloway.

The Speaker announced that he had referred House Joint Resolution No. 1276 to the Committee on Calendar.

House Joint Resolution No. 1277 -- Memorials, Retirement -- Rhonda Pitts.

The Speaker announced that he had referred House Joint Resolution No. 1277 to the Committee on Calendar.

House Joint Resolution No. 1278 -- Memorials, Recognition -- Highland Church of Christ, 90th Anniversary.

The Speaker announced that he had referred House Joint Resolution No. 1278 to the Committee on Calendar.

House Joint Resolution No. 1279 -- Memorials, Interns -- Scarlett Lichterman.

The Speaker announced that he had referred House Joint Resolution No. 1279 to the Committee on Calendar.

House Joint Resolution No. 1280 -- Memorials, Recognition -- Orpheum Theatre.

The Speaker announced that he had referred House Joint Resolution No. 1280 to the Committee on Calendar.

Senate Joint Resolution No. 964 -- Memorials, Death -- Justice Frank F. Drowota III.

The Speaker announced that he had referred Senate Joint Resolution No. 964 to the Committee on Calendar.

Senate Joint Resolution No. 965 -- Memorials, Academic Achievement -- Kendal Aleann Johnson, Valedictorian, Clay County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 965 to the Committee on Calendar.

Senate Joint Resolution No. 966 -- Memorials, Academic Achievement -- Ethan Kyle Fox, Salutatorian, Smith County High School.

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The Speaker announced that he had referred Senate Joint Resolution No. 966 to the Committee on Calendar.

Senate Resolution No. 215 -- Memorials, Interns -- James Pharris.

The Speaker announced that he had referred Senate Resolution No. 215 to the Committee on Calendar.

Senate Resolution No. 216 -- Memorials, Recognition -- Senate employees of the 110th General Assembly.

The Speaker announced that he had referred Senate Resolution No. 216 to the Committee on Calendar.

Senate Resolution No. 217 -- Memorials, Public Service -- Office of the Chief Clerk of the Senate of the 110th General Assembly.

The Speaker announced that he had referred Senate Resolution No. 217 to the Committee on Calendar.

Senate Resolution No. 218 -- Memorials, Recognition -- Office of Legal Services of the 110th General Assembly.

The Speaker announced that he had referred Senate Resolution No. 218 to the Committee on Calendar.

Senate Resolution No. 219 -- Memorials, Recognition -- Office of Legislative Budget Analysis of the 110th General Assembly.

The Speaker announced that he had referred Senate Resolution No. 219 to the Committee on Calendar.

Senate Resolution No. 220 -- Memorials, Recognition -- Fiscal Review Committee of the 110th General Assembly.

The Speaker announced that he had referred Senate Resolution No. 220 to the Committee on Calendar.

Senate Resolution No. 221 -- Memorials, Public Service -- Office of Legislative Administration of the 110th General Assembly.

The Speaker announced that he had referred Senate Resolution No. 221 to the Committee on Calendar.

Senate Resolution No. 222 -- Memorials, Public Service -- Office of Legislative Information Systems of the 110th General Assembly.

The Speaker announced that he had referred Senate Resolution No. 222 to the Committee on Calendar.

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Senate Resolution No. 223 -- Memorials, Public Service -- Office of Facilities Management of the 110th General Assembly.

The Speaker announced that he had referred Senate Resolution No. 223 to the Committee on Calendar.

Senate Resolution No. 224 -- Memorials, Interns -- Adam Yardumian.

The Speaker announced that he had referred Senate Resolution No. 224 to the Committee on Calendar.

NOTICE

**REPORT OF SELECT COMMITTEE
CONFERENCE COMMITTEE REPORT ON
HOUSE BILL NO. 1020/SENATE BILL NO. 1086**

The report was received and filed with the Clerk.

MOTION

Senator Hensley moved that Rule 37 be suspended for the immediate consideration of **Senate Joint Resolution No. 968**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 968 -- Memorials, Professional Achievement -- Tony Massey, Middle Tennessee Public Administrator of the Year.

On motion of Senator Hensley, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 968** was adopted.

A motion to reconsider was tabled.

MOTION

Senator Yarbrow moved that **Senate Joint Resolution No. 466** be recalled from the Committee on Health and Welfare.

Senator Haile moved that the motion to recall **Senate Joint Resolution No. 466** go to the table, which motion prevailed by the following vote:

Ayes	25
Noes	6
Present, not voting . . .	1

Senators voting aye were: Bailey, Bell, Bowling, Gardenhire, Green, Gresham, Haile, Harper, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Watson, Yager and Mr. Speaker McNally--25.

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Senators voting no were: Briggs, Harris, Kyle, Massey, Tate and Yarbrow--6.

Senator present and not voting was: Crowe--1.

MOTION

Senator Kelsey moved that Rule 37 be suspended for the immediate consideration of **Senate Joint Resolution No. 958**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 958 -- Memorials, Interns -- Khyiah Riviere.

On motion of Senator Kelsey, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 958** was adopted.

A motion to reconsider was tabled.

MOTION

Senator Briggs moved that **Senate Bill No. 2165**, as amended, be returned to the House, which motion prevailed.

MOTION

Senator Briggs moved that Rule 62 and Rule 37 be suspended for the purpose of allowing **Senate Bill No. 1759** to be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

MOTION

Senator Stevens moved that Rule 37 be suspended for the immediate consideration of **Senate Resolution No. 215**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Resolution No. 215 -- Memorials, Interns -- James Pharris.

On motion of Senator Stevens, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Resolution No. 215** was adopted.

A motion to reconsider was tabled.

MOTION

Senator Norris moved that Rule 19 be suspended for the purpose of considering the Message Calendar next, which motion prevailed.

MOTION

Senator Roberts moved that Rule 19 and Rule 44 be suspended for the purpose of making and considering the Message Calendar consisting of the following bills: **Senate Bill Nos. 949, 1335, 1529, 1688, 1842, 1879, 2013, 2362 and 2705**; and **House Bill No. 2141**, which motion prevailed.

MESSAGE CALENDAR

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 949 -- Criminal Offenses -- As introduced, extends Class C misdemeanor offense for handling deadly snakes and reptiles in a manner that endangers other people to include handling deadly insects. Amends TCA Title 39 and Title 40.

HOUSE AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-101(b), is amended by deleting the subsection in its entirety and substituting instead the following:

(1) Assault under:

(A) Subdivision (a)(1) is a Class A misdemeanor, punishable by incarceration and a fine not to exceed fifteen thousand dollars (\$15,000);

(B) Subdivision (a)(2) is a Class A misdemeanor; and

(C) Subdivision (a)(3) is a Class B misdemeanor.

(2) Any conduct by an inmate against a correctional officer, guard, jailer, or other full-time employee of a penal institution, local jail, or workhouse, that would constitute an assault under subdivision (a)(1) shall be reported by the managing authority of the institution to the appropriate district attorney general for prosecution.

(3) In addition to any other punishment that may be imposed for a violation of this section, if the relationship between the defendant and the victim of the assault is such that the victim is a domestic abuse victim as defined in § 36-3-601, and if, as determined by the court, the defendant possesses the ability to pay a fine in an amount not in excess of two hundred dollars (\$200), then the court shall impose a fine at the level of the defendant's ability to pay, but not in excess of two hundred dollars (\$200). The additional fine shall be paid to the clerk of the court imposing sentence, who shall transfer it to the state treasurer, who shall credit the fine to the general fund. All fines so credited to the general fund shall be subject to appropriation by the general assembly for the exclusive purpose of funding family violence shelters and shelter services. Such appropriation shall be in addition to any amount appropriated pursuant to § 67-4-411.

SECTION 2. Tennessee Code Annotated, Section 39-13-102, is amended by deleting subsection (d) in its entirety.

SECTION 3. Tennessee Code Annotated, Section 39-13-102, is amended by deleting subdivision (e)(1)(a)(i).

SECTION 4. Tennessee Code Annotated, Section 39-13-102, is amended by deleting from subdivision (e)(1)(B) the language "subsection (c), or subsection (d)" and substituting instead the language "or subsection (c)".

SECTION 5. This act shall take effect July 1, 2018, the public welfare requiring it.

Senator Kelsey moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 949**, which motion prevailed by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbro and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1335 -- Boats, Boating -- As introduced, requires the executive director of the wildlife resources agency, in consultation with the department of environment and conversation, to conduct a study of the risks associated with the use of nonmotorized vessels at outdoor recreation areas located on waters of the state. Amends TCA Title 4; Title 11, Chapter 3; Title 39; Title 47; Title 56; Title 67; Title 68; Title 69 and Title 70.

HOUSE AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 69, Chapter 9, Part 2 is amended by adding the following as new sections:

69-9-227.

(a) As used in this section:

(1) "Non-motorized vessels" means canoes, kayaks, stand-up paddle boards, tubes, and any other vessels powered only by their occupants and propelled by manual methods, including, but not limited to paddles and oars; and

(2) "Waters of Tennessee" means any waters within the territorial limits of this state, except privately owned ponds or lakes not used for commercial purposes.

(b)(1) The commission is hereby authorized to establish rules, regulations, permits, and procedures regulating all aspects of

commercial operations that lease or rent non-motorized vessels for non-commercial use by the public on the waters of Tennessee.

(2) The regulatory authority granted under subdivision (b)(1) shall not apply to commercial outfitters operating pursuant to and in possession of a permit issued by the United States forest service on waters in and adjacent to the Cherokee National Forest.

69-9-228.

(a) Upon the approach of an authorized emergency vessel making use of flashing lights, the operator of every other vessel shall yield the right-of-way and shall slow to a no wake speed or immediately move over at least one hundred feet (100') to a position of safety from the emergency vessels, clear of any other vessel, until the authorized emergency vessel has passed, except when otherwise directed by operators of emergency vessels.

(b) Upon approaching a stationary authorized emergency vessel, when the vessel is giving a signal by use of flashing lights, a person operating an approaching vessel shall, while proceeding with due caution, yield the right-of-way by slowing to a no wake speed or moving over at least one hundred feet (100') to a position of safety from the emergency vessels, clear of any other motorized vessel, if possible, with due regard to safety and boat traffic conditions.

(c)(1) A violation of this section is a Class C misdemeanor.

(2) Notwithstanding § 8-21-401, the court costs imposed or assessed against any person convicted of a violation of this section may not exceed the maximum fine amount that may be imposed for a violation of this section.

(3) Nothing in this subdivision (c) shall be construed as precluding a person who violates this section from being prosecuted and convicted under any other applicable offense.

(d) This section shall not operate to relieve the operator of an authorized emergency vessel, from the duty to operate the vessel with due regard for the safety of all persons located in the vicinity of such vessels on the waters of Tennessee.

SECTION 2. Tennessee Code Annotated, Section 69-9-226, is amended by deleting subdivision (b)(2) in its entirety.

SECTION 3. Tennessee Code Annotated, Section 69-9-226(d), is amended by deleting the language "This subsection (d) shall not apply to renters of watercraft."

SECTION 4. This act shall take effect July 1, 2018, the public welfare requiring it.

Senator Bailey moved that the Senate concur in House Amendment No. 2 to **Senate Bill No. 1335**, which motion prevailed.

Ayes 32
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1529 -- Sunset Laws -- As introduced, extends the department of correction for one year to June 30, 2019. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

HOUSE AMENDMENT NO. 1

AMEND by deleting Section 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-241(a), is amended by inserting the following as a new subdivision:

() Department of correction, created by §§ 4-3-101 and 4-3-601;

AND FURTHER AMEND by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION __. The department of correction shall appear before the government operations joint evaluation committee on judiciary and government no later than December 31, 2018, to update the committee on the department's progress in addressing the findings set forth in the November 2017 performance audit report.

Senator Bell moved that the Senate nonconcur in House Amendment No. 1 to **Senate Bill No. 1529**, which motion prevailed.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1688 -- Political Parties -- As introduced, prohibits a statewide political party or recognized minor party from adopting a party rule that would preclude an honorably discharged veteran from qualifying as a candidate for office based on the number of times the veteran voted during the previous three general elections. Amends TCA Title 2, Chapter 13, Part 1.

Senator Briggs moved that the Senate refuse to recede from its action in nonconcurring in House Amendment No. 4 to **Senate Bill No. 1688**, which motion prevailed.

Senator Briggs moved that the Speaker appoint a Conference Committee to meet with a like committee from the House to resolve the differences between the two Bodies on Senate Bill No. 1688, which motion prevailed.

**APPOINTMENT OF SELECT COMMITTEE
CONFERENCE COMMITTEE
ON
SENATE BILL NO. 1688**

The Speaker announced the appointment of a Conference Committee composed of Senators Briggs, Chairperson; Kyle and Lundberg to confer with a like committee from the House to resolve the differences of the two Bodies on Senate Bill No. 1688.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1842 -- Education, Higher -- As introduced, requires the disclosure concerning transferability of credits that institutions authorized to operate by THEC must make to potential students to be in 18-point type rather than 16-point type. Amends TCA Title 49.

HOUSE AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 50, Part 13, is amended by deleting the part.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 9, Part 4, is amended by adding the following language as a new section:

(a) The Tennessee Foreign Language Institute is transferred to and reestablished as a part of the Institute for Public Service and renamed the Tennessee Foreign Language Center.

(b) As a part of the Institute for Public Service, the Tennessee Foreign Language Center shall provide coordination and foreign language services to state and local government entities, as well as private entities. Programming may include, but is not limited to:

(1) Services in support of government, industrial recruitment, and economic and tourist development;

(2) Original research into issues related to foreign language, language instruction, and associated cultural considerations; and

(3) Providing publications, conducting educational conferences, and furnishing technical consultation, training, and field services in the areas of foreign language and culture.

(c)(1)(A) On July 1, 2018, the Tennessee Foreign Language Institute endowment fund shall be transferred from the state treasury to the University of Tennessee Institute for Public Service. The fund shall be renamed the Tennessee Foreign Language Center endowment fund. The Institute for Public Service may receive private gifts and contributions for deposit in the Tennessee Foreign Language Center endowment fund for the benefit of the Tennessee Foreign Language Center.

(B) Notwithstanding subdivision (c)(1)(A), the Institute for Public Service may keep the Tennessee Foreign Language Center endowment fund in the state treasury and may enter into an agreement with the state treasurer for its management.

(2) The income from the Tennessee Foreign Language Center endowment fund shall be used for the operation and maintenance of the center. All interest and earnings on deposit in the fund shall become a part of and remain in the Tennessee Foreign Language Center endowment fund. No funds in the Tennessee Foreign Language Center endowment fund shall revert to the state general fund on June 30 of any year, but shall remain available for expenditure in accordance with this part.

SECTION 3. On July 1, 2018, all employees of the former Tennessee Foreign Language Institute shall become employees of the University of Tennessee Institute for Public Service and shall be subject to the employment practices and policies of the University of Tennessee.

SECTION 4. On July 1, 2018, all funds, contracts, grants, and property, real and otherwise, of the former Tennessee Foreign Language Institute shall be transferred to the University of Tennessee Institute for Public Service.

SECTION 5. This act shall take effect July 1, 2018, the public welfare requiring it.

Senator Gresham moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 1842**, which motion prevailed.

Ayes 31
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1879 -- Planning, Public -- As introduced, prevents new or amended subdivision regulations proposed by a regional planning commission from taking effect until approved by the county legislative body of any county, and by the governing body of any municipality, lying wholly or partly within the region; removes requirement that a regional planning commission hold a public hearing on subdivision regulations prior to adoption. Amends TCA Title 13.

Senator Briggs moved that the Senate refuse to recede from its action in nonconcurring in House Amendment No. 1 to **Senate Bill No. 1879**, which motion prevailed.

Senator Briggs moved that the Speaker appoint a Conference Committee to meet with a like committee from the House to resolve the differences between the two Bodies on Senate Bill No. 1879, which motion prevailed.

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**APPOINTMENT OF SELECT COMMITTEE
CONFERENCE COMMITTEE
ON
SENATE BILL NO. 1879**

The Speaker announced the appointment of a Conference Committee composed of Senators Briggs, Chairperson; Yager and Yarbrow to confer with a like committee from the House to resolve the differences of the two Bodies on Senate Bill No. 1879.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 2013 -- Teachers, Principals and School Personnel -- As introduced, revises the teacher code of ethics; requires annual professional development for teachers on the teacher code of ethics; requires teacher preparation programs to include training for all students on the teacher code of ethics. Amends TCA Title 49, Chapter 1; Title 49, Chapter 2; Title 49, Chapter 5 and Title 49, Chapter 6.

HOUSE AMENDMENT NO. 2

AMEND by deleting subsection (a) of the amendatory language of Section 4 and substituting instead the following:

(a) An educator who has personal knowledge of a breach by another educator of the teacher code of ethics prescribed in §§ 49-5-1003 and 49-5-1004 shall report the breach to the educator's immediate supervisor, director of schools, or local board of education within thirty (30) days of discovering the breach.

Senator Gardenhire moved that the Senate concur in House Amendment No. 2 to **Senate Bill No. 2013**, which motion prevailed by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senator Crowe moved that **Senate Bill No. 2362** be placed on the Message Calendar for April 24, 2018, which motion prevailed.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 2705 -- Juvenile Offenders -- As introduced, requires any juvenile who is adjudicated delinquent for conduct that would constitute a homicide offense if committed by an adult to be, at a minimum, committed to the department of children's services for one year or until the juvenile turns 19 years of age, whichever occurs first. Amends TCA Title 37, Chapter 1.

Senator Bowling moved that the Senate refuse to recede from its action in nonconcurring in House Amendment No. 1 to **Senate Bill No. 2705**, which motion prevailed.

Senator Bowling moved that the Speaker appoint a Conference Committee to meet with a like committee from the House to resolve the differences between the two Bodies on Senate Bill No. 2705, which motion prevailed.

**APPOINTMENT OF SELECT COMMITTEE
CONFERENCE COMMITTEE
ON
SENATE BILL NO. 2705**

The Speaker announced the appointment of a Conference Committee composed of Senators Bowling, Chairperson; Harris and Kelsey to confer with a like committee from the House to resolve the differences of the two Bodies on Senate Bill No. 2705.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 2141 -- County Officers -- As introduced, requires each elected constable to complete 40 hours of in-service course time every 12 months in office rather than completing 40 hours of course time within 12 months of a constable's election. Amends TCA Section 8-10-202.

Senator Crowe moved to lift from the table a motion to reconsider on **House Bill No. 2141**, as amended, which motion prevailed.

Senator Crowe moved that the Senate reconsider its action in passing **House Bill No. 2141**, as amended, which motion prevailed.

Senator Kelsey moved that the Senate reconsider its action in adopting Senate Amendment No. 1 to **House Bill No. 2141**, as amended, which motion prevailed.

Senator Kelsey moved that Senate Amendment No. 1 to **House Bill No. 2141** be withdrawn, which motion prevailed.

Thereupon, **House Bill No. 2141** was repassed on third and final consideration by the following vote:

Ayes 32
Noes 1

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

Senator voting no was: Kelsey--1.

A motion to reconsider was tabled.

MOTION

Senator Roberts moved that Rule 19 and Rule 38 be suspended for the purpose of making and considering Consent Calendar No. 1 consisting of the following resolutions: **Senate Joint Resolutions Nos. 960, 961, 962 and 963**; and **House Joint Resolutions Nos. 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252 and 1253**, which motion prevailed.

CONSENT CALENDAR NO. 1

Senate Joint Resolution No. 960 -- Memorials, Academic Achievement -- Lauren Clarke, Salutatorian, Monterey High School.

Senate Joint Resolution No. 961 -- Memorials, Academic Achievement -- Mary Walker, Valedictorian, Monterey High School.

Senate Joint Resolution No. 962 -- Memorials, Sports -- White County High School archery team, 2018 State Champion.

Senate Joint Resolution No. 963 -- Memorials, Recognition -- Nashville Shakespeare Festival, 30th Anniversary.

House Joint Resolution No. 1218 -- Memorials, Retirement -- Kathy Wood-Dobbins.

House Joint Resolution No. 1219 -- Memorials, Academic Achievement -- Reuben Woodard, Valedictorian, Hamilton High School.

House Joint Resolution No. 1220 -- Memorials, Academic Achievement -- Kaneisha K. Hall, Salutatorian, Hamilton High School.

House Joint Resolution No. 1221 -- Memorials, Academic Achievement -- Danyell McAdams, Senior Class President, Hamilton High School.

House Joint Resolution No. 1222 -- Memorials, Academic Achievement -- Margaret Maxwell, Valedictorian, Sheffield High School.

House Joint Resolution No. 1223 -- Memorials, Academic Achievement -- Omar Ruiz, Salutatorian, Sheffield High School.

House Joint Resolution No. 1224 -- Memorials, Academic Achievement -- Katerion Pender, Class President, Sheffield High School.

House Joint Resolution No. 1225 -- Memorials, Interns -- Jordan Danielle Scales.

House Joint Resolution No. 1226 -- Memorials, Personal Occasion -- Brian Harris, 40th Birthday.

House Joint Resolution No. 1227 -- Memorials, Recognition -- Ronald Coffin, Frank Young, Constance Hooper Scott, Sylvia Porter, and Gervy Howard.

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House Joint Resolution No. 1228 -- Memorials, Death -- Laddie Morris, Jr.

House Joint Resolution No. 1229 -- Memorials, Recognition -- Reverend Bassil Gardner Brooks, 42nd Anniversary.

House Joint Resolution No. 1230 -- Memorials, Academic Achievement -- Laramie Plott, Valedictorian, Zion Christian Academy.

House Joint Resolution No. 1231 -- Memorials, Academic Achievement -- Jenny Claire Buckner, Valedictorian, Zion Christian Academy.

House Joint Resolution No. 1232 -- Memorials, Academic Achievement -- Sarah Thomas, Valedictorian, Zion Christian Academy.

House Joint Resolution No. 1233 -- Memorials, Academic Achievement -- Autumn Nicole Belcher, Top Ten Senior, Cherokee High School.

House Joint Resolution No. 1234 -- Memorials, Academic Achievement -- James Brady Biggs, Top Ten Senior, Cherokee High School.

House Joint Resolution No. 1235 -- Memorials, Academic Achievement -- Ethan R. Crowder, Top Ten Senior, Cherokee High School.

House Joint Resolution No. 1236 -- Memorials, Academic Achievement -- Erin F. Forgety, Top Ten Senior, Cherokee High School.

House Joint Resolution No. 1237 -- Memorials, Academic Achievement -- Reanna R. Hanson, Top Ten Senior, Cherokee High School.

House Joint Resolution No. 1238 -- Memorials, Academic Achievement -- William R. Jenkins, Top Ten Senior, Cherokee High School.

House Joint Resolution No. 1239 -- Memorials, Academic Achievement -- Landon S. Margetjak, Top Ten Senior, Cherokee High School.

House Joint Resolution No. 1240 -- Memorials, Academic Achievement -- Logan S. Mitchell, Top Ten Senior, Cherokee High School.

House Joint Resolution No. 1241 -- Memorials, Academic Achievement -- Claire G. Roberson, Top Ten Senior, Cherokee High School.

House Joint Resolution No. 1242 -- Memorials, Academic Achievement -- Emma M. Shaver, Top Ten Senior, Cherokee High School.

House Joint Resolution No. 1243 -- Memorials, Academic Achievement -- Savannah Hopkins, Top Ten Senior, Hancock County High School.

House Joint Resolution No. 1244 -- Memorials, Academic Achievement -- Meghan Danielle Holt, Top Ten Senior, Hancock County High School.

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House Joint Resolution No. 1245 -- Memorials, Academic Achievement -- Dylan Wayne Bell, Top Ten Senior, Hancock County High School.

House Joint Resolution No. 1246 -- Memorials, Academic Achievement -- Tyler Shane Mullins, Top Ten Senior, Hancock County High School.

House Joint Resolution No. 1247 -- Memorials, Academic Achievement -- Tabitha Ivonn Dykes, Top Ten Senior, Hancock County High School.

House Joint Resolution No. 1248 -- Memorials, Academic Achievement -- Anastey Raegan Seal, Top Ten Senior, Hancock County High School.

House Joint Resolution No. 1249 -- Memorials, Academic Achievement -- Victoria Marion, Top Ten Senior, Hancock County High School.

House Joint Resolution No. 1250 -- Memorials, Academic Achievement -- Brady Ramsey, Top Ten Senior, Hancock County High School.

House Joint Resolution No. 1251 -- Memorials, Academic Achievement -- Amber Estes, Salutatorian, Hancock County High School.

House Joint Resolution No. 1252 -- Memorials, Academic Achievement -- Sarah Nichole Hopkins, Valedictorian, Hancock County High School.

House Joint Resolution No. 1253 -- Memorials, Recognition -- Collegiate fraternity and sorority community.

Senator Roberts moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbro and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

MOTION

Senator Roberts moved that Rule 19 and Rule 38 be suspended for the purpose of making and considering Consent Calendar No. 2 consisting of the following resolutions: **House Joint Resolutions Nos. 1021 and 1022**, which motion prevailed.

CONSENT CALENDAR NO. 2

House Joint Resolution No. 1021 -- General Assembly, Confirmation of Appointment -- David F. Jones, Tennessee Public Utility Commission.

House Joint Resolution No. 1022 -- General Assembly, Confirmation of Appointment -- John Hie, Tennessee Public Utility Commission.

Senator Roberts moved that all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

MOTION

Senator Roberts moved that Rule 19 and Rule 38 be suspended for the purpose of making and considering the Local Bill Consent Calendar consisting of the following bills: **Senate Bills Nos. 2735 and 2750**, which motion prevailed.

LOCAL BILL
CONSENT CALENDAR

Objections having been raised, the following bill was placed at the heel of the calendar for Tuesday, April 24, 2018, pursuant to Rule 38: **Senate Bill No. 2750**.

Senate Bill No. 2735 -- Crossville -- Subject to local approval, expands from four to six the number of councilmembers elected to the city council for the City of Crossville. Amends Chapter 55 of the Private Acts of 2014.

On motion, Senate Bill No. 2735 was made to conform with **House Bill No. 2704**.

On motion, House Bill No. 2704, on same subject, was substituted for Senate Bill No. 2735.

Senator Roberts moved that all House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

MOTION

Senator Roberts moved that Rule 19 and Rule 37 be suspended for the purpose of making and considering the Calendar consisting of the following bill and resolutions: **Senate Bills Nos.**

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280, 410, 619, 777, 1277, 1494, 1502, 1717, 1787, 1873, 1877, 1935, 2037, 2062, 2065, 2119, 2266, 2276, 2333, 2364, 2380, 2474, 2489, 2561, 2631, 2656 and 2665; House Joint Resolution No. 1001; Senate Bills Nos. 444, 987, 1575, 1890, 1894, 1915, 2227, 2259, 2292, 2328, 2405, 2426, 2452, 2526, 2603, 2622, 2680, 2681 and 2711; House Bills Nos. 2082, 2376 and 2454; and House Joint Resolutions Nos. 37 and 741, which motion prevailed.

CALENDAR

Senate Bill No. 280 -- Criminal Procedure -- As introduced, prohibits a person charged with incest from participating in judicial diversion. Amends TCA Section 40-35-313.

On motion, Senate Bill No. 280 was made to conform with **House Bill No. 149**.

On motion, House Bill No. 149, on same subject, was substituted for Senate Bill No. 280.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 149** passed its third and final consideration by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yabro and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senator Swann moved that **Senate Bill No. 410** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senate Bill No. 619 -- Water Pollution -- As introduced, requires the state board of education to promulgate rules for testing lead levels in drinking water sources at public schools built before June 19, 1986, when the federal lead ban took effect, and notification of parents and guardians of students at schools where high lead levels are confirmed by a retest. Amends TCA Title 49; Title 68 and Title 69.

Senator Gresham moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 2, Part 1, is amended by adding the following as a new section:

(a)(1) Each local board of education shall develop a policy to implement a program to reduce the potential sources of lead contamination in drinking water in public schools that incorporates, at a minimum, periodic, not to exceed biennial, testing of lead levels in drinking water sources at school facilities that were constructed prior to January 1, 1998, utilizing samples consisting of the first two hundred fifty milliliters (250 mL) drawn of water that has been standing in plumbing overnight to identify lead levels. School facilities that were constructed on or after January 1, 1998, may conduct periodic testing under this section.

(2) If the result of a lead level test conducted under subdivision (a)(1) exceeds fifteen parts per billion (15 ppb) but is less than twenty parts per billion (20 ppb), the school shall conduct lead level tests on an annual basis until retesting confirms that the level is less than fifteen parts per billion (15 ppb).

(3) If the result of a lead level test conducted under subdivision (a)(1) is equal to or exceeds twenty parts per billion (20 ppb), the school shall:

(A) Immediately remove the drinking water source from service. The drinking water source shall remain unavailable for use until subsequent retesting under subdivision (a)(3)(C) confirms the lead level of water from the source does not exceed twenty parts per billion (20 ppb);

(B) Notify:

(i) The commissioner of environment and conservation, the commissioner of health, the local department of health, the local governing body, and the department of education within twenty-four (24) hours of the test result; and

(ii) The parents and guardians of students enrolled at the school, in accordance with a notification policy developed by the local board of education, within five (5) business days of the test result; and

(C) Retest the lead level of the drinking water source within ninety (90) days of any corrective action.

(b) Each LEA shall comply with the policy created by its local board of education under subsection (a).

SECTION 2. This act shall take effect January 1, 2019, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 619**, as amended, passed its third and final consideration by the following vote:

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Ayes 33
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 777 -- Controlled Substances -- As introduced, requires the commissioner of health to report by January 15, 2018, to the health committee of the house of representatives and the health and welfare committee of the senate on the impact of the recent legislation regulating and licensing pain management clinics in reducing the abuse of opioids in this state; also requires the commissioner to make appropriate recommendations for any needed additional legislation to address issues raised by opioid abuse. Amends TCA Title 4; Title 33; Title 49; Title 53; Title 56; Title 63; Title 68 and Title 71.

Senator Norris declared Rule 13 on **Senate Bill No. 777**.

Senator Dickerson declared Rule 13 on **Senate Bill No. 777**.

Senator Crowe moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 33-2-402(10)(A), is amended by deleting the language "to fifty percent (50%) or more of its patients and to one hundred fifty (150) or more patients" and substituting instead the language "to twenty-five percent (25%) or more of its patients or to one hundred fifty (150) or more patients".

SECTION 2. Tennessee Code Annotated, Section 33-2-402(10), is amended by adding the following as a new subdivision (C):

(C) "Nonresidential office-based opiate treatment facility" does not include any facility that meets the definition of a nonresidential substitution-based treatment center for opiate addiction;

SECTION 3. Tennessee Code Annotated, Section 33-2-403, is amended by adding the following new subsections:

(h) By January 1, 2019, the commissioner of mental health and substance abuse services shall revise rules for nonresidential office-based opiate treatment facilities to be consistent with state and federal law and to establish:

(1) Standards for determining what constitutes a high dose of the opioid employed in treatment at a nonresidential office-based opiate treatment facility;

(2) Protocols for initiating or switching a patient at a nonresidential office-based treatment facility to a high dose of the opioids employed in treatment; and

(3) Protocols for initiating periodic prescriber-initiated-and-led discussions with patients regarding patient readiness to taper down or taper off the opioids employed in treatment.

(i) The commissioner is authorized to use emergency rulemaking under § 4-5-208 to promulgate the rules pursuant to subsection (h). The rules must be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(j)(1) Beginning in 2020, the commissioner of mental health and substance abuse services shall review the rules for nonresidential office-based opiate treatment facilities by September 30 of each even-numbered year.

(2) The commissioner of mental health and substance abuse services shall submit the rules for nonresidential office-based opiate treatment facilities to each health-related board that licenses any practitioner authorized by the state to prescribe the products for the treatment of an opioid use disorder as defined in the Diagnostic and Statistical Manual of Mental Disorders and to the board of pharmacy.

(3)(A) Each board shall review the rules and enforce the rules with respect to that board's licensees.

(B) When a board's licensees are subject to the rules for nonresidential office-based opiate treatment facilities, the definition of "enforce" for purposes of this subdivision (j)(3) means referring any complaints or information regarding those licensees to the department.

(4) Each board shall post the rules on the licensing board's website.

(k)(1) The commissioner of mental health and substance abuse services shall provide a copy of any emergency rule developed pursuant to subsection (h) or (i) and any revision to a rule developed pursuant to subsection (j) to the chairs of the health committee of the house of representatives and the health and welfare committee of the senate at the same time the rules are submitted to the licensing boards pursuant to subdivision (j)(2).

(2) The commissioner of mental health and substance abuse services shall provide a copy of any rule developed pursuant to subsection (h) or (j) and any revision to a rule developed pursuant to subsection (j) to the chairs of the health committee of the house of representatives and the health and welfare committee of the senate at the same time the text of the rule is made

available to the government operations committees of the senate and the house of representatives for purposes of conducting the review required by § 4-5-226 in order for the health committee of the house of representatives and the health and welfare committee of the senate to be afforded the opportunity to comment on the rule.

(l) A violation of a rule described in subsection (h) and (j) is grounds for disciplinary action against a practitioner licensed under title 63 by the board that licensed that practitioner.

SECTION 4. Tennessee Code Annotated, Section 33-2-406(h), is amended by designating the existing language as subdivision (h)(1) and adding the following as a new subdivision (h)(2):

(2)(A) Notwithstanding this part, beginning July 1, 2018, the licensing fee for a nonresidential office-based opiate treatment facility is one thousand five hundred dollars (\$1,500) per year. On or after July 1, 2019, the department may revise the fee by rule as otherwise permitted by law.

(B) Notwithstanding this part, beginning July 1, 2018, the department shall apply a reinspection fee of five hundred dollars (\$500) to a nonresidential office-based opiate treatment facility. On or after July 1, 2019, the department may revise the fee by rules as otherwise permitted by law.

SECTION 5. Tennessee Code Annotated, Section 63-1-403, is amended by adding the following as subsection (c) and redesignating existing subsection (c) and remaining subsections accordingly:

(c) By July 1, 2019, the commissioner of mental health and substance abuse services, in collaboration with the commissioner of health, shall revise the nonresidential buprenorphine treatment guidelines to be consistent with state and federal law and establish protocols for initiating periodic prescriber-initiated-and-led discussions with patients regarding patient readiness to taper down or taper off opioids employed in treatment. The commissioner of mental health and substance abuse services shall consult with appropriate physicians, alcohol and substance abuse counselors, and other experts to serve as resources in the development of guidelines under this subsection (c).

SECTION 6. Tennessee Code Annotated, Section 53-10-304, is amended by adding the following as a new subsection (e):

(e) Notwithstanding subsection (c) or (d), a healthcare practitioner shall submit the dispensing of buprenorphine products in accordance with this part. However, this subsection (e) does not apply to a practitioner when reporting the dispensing of buprenorphine products would conflict with 42 CFR part 2.

SECTION 7. Tennessee Code Annotated, Section 53-11-311, is amended by adding the following as a new subsection:

() (1)(A) Notwithstanding any other law, the dispensing of buprenorphine products is prohibited by any person or entity unless the dispensing is done by a nonresidential office-based opiate treatment facility, as defined in § 33-2-402, with approval from the department of mental health and substance abuse services, a nonresidential substitution-based treatment center for opiate addiction as defined in § 33-2-402, a pharmacy licensed under title 63, chapter 10, or a hospital licensed under title 33, or title 68, chapter 11. This subsection () does not apply to the administering of buprenorphine products as otherwise permitted by law.

(B) A pharmacy and a distributor, as defined in § 63-10-204, shall report to the department of health the quantities of buprenorphine that the pharmacy or distributor delivers to nonresidential office-based opiate treatment facilities in this state.

(2) The department of mental health and substance abuse services shall promulgate rules to establish requirements for approval of dispensing of buprenorphine products at a nonresidential office-based opiate treatment facility as defined in § 33-2-402. These rules shall include a requirement that a provider who dispenses buprenorphine products at a nonresidential office-based opiate treatment facility must report the fact that the provider dispenses buprenorphine products to the provider's licensing board, check the controlled substance database prior to dispensing, and enter the amounts dispensed into the controlled substance database, to the extent permitted by 42 CFR part 2.

SECTION 8. Tennessee Code Annotated, Section 68-1-128(a)(1), is amended by deleting the language "controlled substances in the previous calendar year" and substituting instead the language "controlled substances, other than buprenorphine formulations that have not received approval for pain applications from the federal food and drug administration, in the previous calendar year".

SECTION 9. Tennessee Code Annotated, Section 68-1-128(a)(1), is amended by designating the existing language as subdivision (a)(1)(A) and adding the following as a new subdivision (a)(1)(B):

(B) Identify the top twenty (20) prescribers who have unique DEA numbers of buprenorphine products or equivalent products in the previous calendar year, or if implemented more frequently for the relevant time period as determined by the department, from the data available in the controlled substances database established pursuant to title 53, chapter 10, part 3. The department may organize the list of prescribers required by this subdivision (a)(1)(B) in any manner as may be appropriate to reflect levels of service, training, or other relevant factors by a healthcare provider. These factors may include, but not be limited to, whether the provider is board-certified.

SECTION 10. Tennessee Code Annotated, Section 68-1-128(a)(3), is amended by deleting the language "list" and substituting the language "lists".

SECTION 11. Tennessee Code Annotated, Section 68-1-128(b)(1)(A), is amended by deleting the language "on the top fifty (50) prescribers of controlled substances in the state

and the top ten (10) prescribers" and substituting instead the language "on the lists of the top twenty (20) prescribers of buprenorphine products, the top fifty (50) prescribers of controlled substances in the state, and the top ten (10) prescribers".

SECTION 12. Tennessee Code Annotated, Section 68-1-128, is amended by adding the following as new subsections:

(h)(1) After the completion of the study provided for in subdivision (i)(1), and no later than July 31 of each subsequent year, in consultation with the controlled substance database, the department of health shall identify licensed prescribers whose prescribing patterns of controlled substances represent statistical outliers in addition to top prescribers and high-risk prescribers identified pursuant to this section.

(2) The department of health shall inquire of the appropriate licensing board concerning any action taken against a prescriber identified by the department pursuant to subdivision (h)(1). Each board shall respond within thirty (30) days concerning the status of any action or lack of action against an identified prescriber.

(3) Each board shall also report on the total numbers of prescribers disciplined each year and the general categories of discipline imposed on the prescribers, including consent agreements, as well as reasons for declining to exercise discipline.

(4) The commissioner of health shall report a summary of the data concerning prescribers identified under this subsection (h), including a summary of any disciplinary action taken or pending by a licensing board against a prescriber, to the chairs of the health and welfare committee of the senate and the health committee of the house of representatives.

(i)(1) On or before January 1, 2020, the comptroller of the treasury shall complete a study of the incidence of significantly statistically abnormal prescribing patterns by prescribers licensed under title 63 and the disciplinary response of the licensing boards to those prescribers. The comptroller shall report findings and recommendations of the study to the chairs of the health and welfare committee of the senate and the health committee of the house of representatives.

(2) Notwithstanding any other state law, the department of health, the controlled substance database, and a licensing board of any prescriber of opioids shall disclose to the comptroller of the treasury any relevant information in order for the comptroller to complete this study from July 1, 2018, through June 30, 2020. Any record that personally identifies a patient or a healthcare practitioner that is disclosed to the comptroller shall be confidential and shall not be disclosed as a public record at any time and shall not be subject to a subpoena.

SECTION 13. Tennessee Code Annotated, Title 63, Chapter 1, Part 1, is amended by adding the following as a new section:

(a) If a healthcare practitioner treats a human patient with an opioid and that healthcare practitioner's licensing board or agency finds that the healthcare practitioner engaged in a significant deviation or pattern of deviation from sound medical judgment, the minimum disciplinary action that a healthcare practitioner's licensing board or committee must take shall be established and promulgated by rule by a task force composed of representatives from:

- (1) The board of medical examiners;
- (2) The board of osteopathic examination;
- (3) The board of dentistry;
- (4) The board of podiatric medical examiners;
- (5) The board of optometry;
- (6) The board of nursing; and
- (7) The board of medical examiners' committee on physician assistants.

(b) The task force must create a uniform minimum disciplinary action pursuant to this section, which shall be binding on each board and committee listed in subsection (a).

(c) The task force is authorized to establish minimum disciplinary actions pursuant to this section by emergency rule in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5. The rule promulgated by the task force shall be codified and published by the secretary of state in each of the chapters for the boards and committee listed in subsection (a).

(d)(1) Each board and committee listed in subsection (a) must select and appoint by majority vote one (1) member of their respective board or committee to serve on the task force before September 1, 2018.

(2) The task force shall select and appoint a member to serve as chair of the task force.

(3) A majority of the task force shall constitute a quorum, and a majority vote of the task force members present is required for any action.

(4) Notwithstanding any provision of the Uniform Administrative Procedures Act to the contrary, the task force shall hear public comment at any required hearing on behalf of all boards listed in subsection (a) when a hearing is required. The task force is authorized to vote to promulgate the rule to establish the uniform minimum disciplinary action for each board and committee listed in subsection (a).

(e) In the event that the task force has not promulgated uniform minimum disciplinary actions by April 1, 2019, then the minimum disciplinary action that a healthcare practitioner's licensing board or agency must take is a removal of the healthcare practitioner's right to prescribe controlled substances for no less than five (5) years.

(f) The task force shall terminate upon the later of July 1, 2019, or the effective date of a permanent rule establishing the uniform minimum disciplinary action pursuant to this section. The procedures of this section must be followed to amend, repeal, or otherwise revise the uniform minimum disciplinary action established pursuant to this section. In such case, the task force may be reconvened by the commissioner of health or a majority of the boards and committees listed in subsection (a).

(g) Nothing in this part shall be construed to prohibit the licensing boards and committee listed in subsection (a) from promulgating rules regarding other minimum disciplinary actions that will be taken against their licensees.

SECTION 14. Section 13 of this act shall terminate on July 1, 2023, and the law in effect prior to this act's effective date shall be restored.

SECTION 15. For rulemaking purposes, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2018, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 777**, as amended, passed its third and final consideration by the following vote:

Ayes	30
Noes	0
Present, not voting . . .	1

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--30.

Senator present and not voting was: Yarbro--1.

A motion to reconsider was tabled.

Senate Bill No. 1277 -- Taxes, Exemption and Credits -- As introduced, establishes a pilot program to issue franchise and excise tax credits to shippers making shipments into and from Shelby County; requires a shipper to establish and implement a turn-around policy that meets certain requirements. Amends TCA Title 55 and Title 67.

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On motion, Senate Bill No. 1277 was made to conform with **House Bill No. 1345**.

On motion, House Bill No. 1345, on same subject, was substituted for Senate Bill No. 1277.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1345** passed its third and final consideration by the following vote:

Ayes	31
Noes	0
Present, not voting ...	1

Senators voting aye were: Bell, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

Senator present and not voting was: Bailey--1.

A motion to reconsider was tabled.

Senate Bill No. 1494 -- Intellectual & Developmental Disabilities -- As introduced, clarifies that the aging caregiver priority provisions apply to anyone on a referral list for the TennCare CHOICES program. Amends TCA Title 33 and Title 71.

Senator Crowe moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting the amendatory language of Section 1 and substituting instead the following:

(a) An eligible person with an intellectual disability who is on the referral list for services and whose older custodial parent, or custodial caregiver, attains seventy-five (75) years of age shall be enrolled in employment and community first choices Group 5 or a similarly capped home and community based services program within six (6) months of the person's parent or caregiver attaining that age.

(b) An eligible person with a developmental disability other than an intellectual disability who is on the referral list for services and whose older custodial parent, or custodial caregiver, attains eighty (80) years of age shall be enrolled in employment and community first choices Group 5 or a similarly capped home and community based services program within six (6) months of the person's parent or caregiver attaining that age.

On motion, Amendment No. 2 was adopted.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

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Thereupon, **Senate Bill No. 1494**, as amended, passed its third and final consideration by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Haile, Harper, Harris, Hensley, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senator Gresham moved that **Senate Bill No. 1502** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senate Bill No. 1717 -- Criminal Offenses -- As introduced, punishes the offense of organized retail crime one classification higher if the defendant organized, supervised, financed, or managed the activity of one or more people; requires merchants other than an original issuer or the original issuer's agent to provide a record of stored value card transactions to law enforcement within 24 hours of the transaction. Amends TCA Section 39-14-113.

Senator Kelsey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-14-113(c)(1), is amended by deleting the language "Works with one (1) or more persons" and substituting instead the language "Acts in concert with one (1) or more people".

SECTION 2. Tennessee Code Annotated, Section 39-14-113(d), is amended by deleting the subsection and substituting instead the following language:

(d)(1) A violation of subsection (c) is punished as theft pursuant to § 39-14-105.

(2) A violation of subsection (c) is punished one (1) classification higher than provided in § 39-14-105 if the defendant exercised organizational, supervisory, financial, or management authority over the activity of one (1) or more other persons in furtherance of a violation of this section.

SECTION 3. Tennessee Code Annotated, Section 39-14-113, is amended by deleting subsection (f) and substituting instead the following language:

(f)(1) Any sale or purchase of stored value cards by persons or merchants, other than the issuer or the issuer's authorized agent, including any transaction that occurs in this state or with a person in the state who transacts online, requires that the appropriate information contained in this subsection

be recorded and a copy of the record shall be maintained for at least three (3) years. Regardless of the method by which the transaction is conducted, the merchant shall record the following information for each transaction:

(A) The time, date, and place of the transaction;

(B) A complete and accurate description of the stored value card sold or purchased, including, if available, the name of the original issuer, the face value of the stored value card when sold or purchased, the acquired price of the stored value card, and the stored value card serial number;

(C) Pin numbers shall be provided for specific individuals upon the request of law enforcement; and

(D) A signed statement or digital affirmation by the seller of the stored value card, if applicable, verifying that the seller is the rightful owner of the stored value card or is authorized to sell, consign, or trade the stored value card.

(2) If the transaction is completed in person or by any method other than in a kiosk or online, the record shall include:

(A) The information required in subdivision (f)(1);

(B) A copy, digital swipe, or scan of a valid government issued identification card, such as a driver license, state identification card, or military identification card, of the person who purchased the stored value card, or the person to whom stored value card was sold;

(C) A thumbprint of the person who sold the stored value card; and

(D) A description of the person who sold the stored value card including the person's full name, current residential address, phone number, height, weight, date of birth, or other identifying marks.

(3) If the transaction is completed at a kiosk, the record shall include:

(A) The information required in subdivision (f)(1);

(B) A digital swipe or scan of a valid government issued identification card, such as a driver license, state identification card, or military identification card, of the person who purchased the stored value card, or sold the stored value card; and

(C) A thumbprint of the person who sold the stored value card.

(4) If the transaction is completed online the record shall include:

(A) The information required by subdivision (f)(1);

(B) A verified email address;

(C) The IP address or digital device identification used to access the website or app of the seller;

(D) Data collected about the person who purchased the stored value card, or sold the stored value card, including name and mailing address used to remit payment; and

(E) A token identifier for a validated credit or debit card and billing zip code.

(5) Local law enforcement agencies shall notify merchants known to sell stored value cards of the recording and reporting requirements required by subdivisions (f)(1)-(f)(4). The notification to merchants shall be in writing and shall state the law enforcement agency's policy regarding how the information is to be reported in the applicable jurisdiction and certify that any data collected from the merchant will be stored in a secure and confidential manner. All records shall be delivered to the appropriate law enforcement agency or its designated reporting database in an electronic or other report format approved by that same agency within twenty-four (24) hours from the date of the transaction. The information shall be stored on a law enforcement owned, operated, and housed server. Any gift card database software should be free for state law enforcement agencies; state, county, and city government agencies; and for the merchants that are reporting.

(6)(A) A merchant commits a Class A misdemeanor who knowingly fails to follow the reporting and recording requirements pursuant to this subsection (f). However, for a merchant to be charged or convicted under this subsection (f), the law enforcement agency must have first notified the merchant in writing of the reporting obligations in that jurisdiction. If the violation is committed by the owner, stockholder, or managing partner of a business selling a stored value card, then the business license may be suspended or revoked at the discretion of the city or county clerk.

(B) Any person who knowingly provides false information in response to the reporting requirements of this section commits a Class A misdemeanor.

(C) Any fines derived from violations of this subsection (f) shall be earmarked for law enforcement purposes if the law enforcement entity shows proof of notification of reporting requirements signed by the person or agent of the entity in violation.

(7) Notwithstanding this section to the contrary, the comptroller of the treasury is authorized to request and receive from a law enforcement agency any data or information received by the law enforcement agency pursuant to this subsection (f).

SECTION 4. Tennessee Code Annotated, Section 39-14-113, is amended by adding the following language as a new subsection:

(g) All information gathered pursuant to subsection (f) shall remain confidential. If a local law enforcement agency utilizes a third party, including, but not limited to, a third-party database or software company, to keep records or to analyze stored value card transactions, the third party must agree to keep all information confidential and only share the information with law enforcement agencies, the comptroller of the treasury, or the original issuer of the stored value card.

SECTION 5. This act shall take effect July 1, 2018, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1717**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 1787 -- Controlled Substances -- As introduced, elevates distribution or dispensation of any controlled substance to second degree murder if the user dies and the controlled substance is, at least, part of the proximate cause of death rather than limiting the enhancement to Schedule I or II drugs. Amends TCA Section 39-13-210.

Senator Kelsey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language following the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-210(a), is amended by adding the following new subdivision:

(3) A killing of another by unlawful distribution or unlawful delivery or unlawful dispensation of fentanyl, when fentanyl alone, or in combination with any substance scheduled as a controlled substance by the Tennessee Drug Control Act of 1989, including controlled substance analogs, is the proximate cause of the death of the user.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

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Thereupon, **Senate Bill No. 1787**, as amended, passed its third and final consideration by the following vote:

Ayes 33
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 1873 -- Health, Dept. of -- As introduced, empowers the emergency medical services board to certify training programs for certain emergency medical services personnel operated by licensed ambulance services. Amends TCA Title 68, Chapter 140, Part 3.

Senator Crowe moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-140-304, is amended by adding the following as a new subdivision:

(13) Certify emergency medical technician (EMT) and advanced emergency medical technician (AEMT) training centers operated by ambulance services to provide training for career EMTs and AEMTs.

SECTION 2. Tennessee Code Annotated, Title 68, Chapter 140, Part 3, is amended by adding the following as a new section:

In order to be certified by the board pursuant to § 68-140-304(13), a training program offered by an EMT/AEMT training center must follow the National EMS Scope of Practice Model for Emergency Medical Service Personnel as promulgated by the U.S. department of transportation, national highway traffic safety administration. Ambulance services licensed in this state may establish an EMT/AEMT training program. Additionally, the ambulance service must have an instructor coordinator approved by the division of emergency medical services who serves as the training coordinator or lead instructor for the ambulance service.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Senator Crowe moved to amend as follows:

AMENDMENT NO. 2

AMEND by adding the following sentence at the end of the amendatory language of Section 2:

The ambulance service must charge a special enrollment fee of one hundred seventy-five dollars (\$175) to each student to be paid directly to the division of emergency medical services to offset administrative costs.

On motion, Amendment No. 2 was adopted.

Senator Watson moved to amend as follows:

AMENDMENT NO. 3

AMEND by designating the amendatory language of Section 2 as subsection (a) and adding the following as new subsections:

(b)(1) A training program offered by an EMT/AEMT training center may not offer training to more than two (2) classes of students per year, per type of class.

(2) A training program offered by an EMT/AEMT training center may not have more than ten (10) total students per class.

(3) An ambulance service located in a county with a population of less than fifty thousand (50,000), according to the 2010 federal census and any subsequent federal census, may send students to another county for training. The receiving training program may then have classes of no more than twenty (20) total students per class.

(c)(1) Any ambulance service that operates an EMT/AEMT training center must document, for each student, the student name, the course the students take, the date the course begins and is completed, and the exam score for each time the students take the standard certification test.

(2) The documentation required by subdivision (c)(1) must be submitted to the emergency medical services board and to the Tennessee board of regents.

(3) The emergency medical services board shall compile an annual report based on the documentation received from ambulance services operating an EMT/AEMT training center, and shall submit the annual report to the chairs of the health committee of the house of representatives and the health and welfare committee of the senate.

On motion, Amendment No. 3 was adopted.

Thereupon, **Senate Bill No. 1873**, as amended, passed its third and final consideration by the following vote:

Ayes 33
Noes 0

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Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--33.

A motion to reconsider was tabled.

Senate Bill No. 1877 -- Forfeiture of Assets -- As introduced, requires comptroller to audit use of civil asset forfeiture proceeds by local law enforcement agencies and judicial district drug task forces during regular audit of local government; requires department of safety to publish uses of forfeiture proceeds by department and results of comptroller's audit on department's website. Amends TCA Title 8, Chapter 4 and Title 40, Chapter 33, Part 2.

Senate Bill No. 1877 passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Green, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 1935 -- Victims' Rights -- As introduced, requires the secretary of state to establish a crime victim address confidentiality program for victims of domestic abuse, stalking, human trafficking, and sexual offenses; establishes how a substitute address may be used by a program participant in lieu of a confidential address. Amends TCA Title 2; Title 10, Chapter 7; Title 39 and Title 40, Chapter 38.

Senator Kelsey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting subdivision (b)(3)(A) in Section 40-38-604 in Section 1 and substituting instead the following:

(A) There exists an ongoing criminal case that may result or a criminal case that has resulted in a conviction by a judge or jury or by a defendant's guilty plea, in which the applicant, or the minor or person with a disability on whose behalf the application was filed, was a victim of domestic abuse, stalking, human trafficking, rape, sexual battery, or any other sexual offense; or

AND FURTHER AMEND by deleting from subdivision (b)(3)(B) of Section 40-38-604 of the amendatory language of Section 1 the language "or an ex parte protection order".

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1935**, as amended, passed its third and final consideration by the following vote:

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Ayes 32
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senator Gresham moved that **Senate Bill No. 2037** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senator Stevens moved that **Senate Bill No. 2062** be rereferred to the Committee on Calendar, which motion prevailed.

Senator Harris moved that **Senate Bill No. 2065** be placed at the heel of the Calendar for today, which motion prevailed.

Senator Stevens moved that **Senate Bill No. 2119** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senate Bill No. 2266 -- Taxes, Sales -- As introduced, requires aviation fuel dealers to file a monthly or quarterly report on tax paid not later than 45 days, instead of 30 days, after the last day of the sales period covered by the report. Amends TCA Title 7; Title 9; Title 13 and Title 67, Chapter 6.

On motion, Senate Bill No. 2266 was made to conform with **House Bill No. 2531**.

On motion, House Bill No. 2531, on same subject, was substituted for Senate Bill No. 2266.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-6-384, is amended by adding the following as a new subsection:

(c) Any entity that qualifies for a tax exemption under this section shall not be eligible for a sales and use tax exemption with regard to any industrial machinery that is used in the operation of a qualified data center or used primarily for research and development; provided, however, that this subsection (c) shall not apply to a leadership computing facility that is funded by the United States government or instrumentality thereof, not funded with any state funds, and located at a national laboratory.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 2531**, as amended, passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 2276 -- Taxes, Real Property -- As introduced, increases from 10 to 12 years the minimum time for which the assessor of property must retain records of the county board of equalization. Amends TCA Title 67, Chapter 5.

On motion, Senate Bill No. 2276 was made to conform with **House Bill No. 2356**.

On motion, House Bill No. 2356, on same subject, was substituted for Senate Bill No. 2276.

On motion of Senator Yager, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 2356** passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Mr. Speaker McNally moved that **Senate Bill No. 2333** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senate Bill No. 2364 -- TennCare -- As introduced, excludes behavioral health from episodes of care in any payment reform initiative involved with medical assistance. Amends TCA Title 71.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the language "shall exclude behavioral health episodes from the initiative" and substituting instead the language "shall exclude anxiety episodes and non-emergent depression episodes from the initiative".

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On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 2364**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 2380 -- Taxes -- As introduced, urges department of revenue, in consultation with department of tourist development, to study annual amounts of revenue from sales taxes and liquor-by-the-drink taxes generated over last five years from professional sporting events; requires department to submit its findings and recommendations within 90 days from conclusion of study to finance, ways and means committees of house of representatives and senate. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 9; Title 11; Title 57 and Title 67.

On motion, Senate Bill No. 2380 was made to conform with **House Bill No. 2384**.

On motion, House Bill No. 2384, on same subject, was substituted for Senate Bill No. 2380.

Senator Yager moved that Amendment No. 1 be placed behind Amendment No. 3, which motion prevailed.

On motion of Senator Watson, Amendment No. 2 was withdrawn.

On motion of Senator Watson, Amendment No. 3 was withdrawn.

On motion of Senator Yager, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 2384** passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 2474 -- Licenses -- As introduced, exempts certain persons from initial licensure fees imposed by health related boards and professional regulatory boards. Amends TCA Title 3, Chapter 6, Part 3; Title 23, Chapter 3; Title 49; Title 56; Title 62; Title 63 and Title 68.

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On motion, Senate Bill No. 2474 was made to conform with **House Bill No. 1805**.

On motion, House Bill No. 1805, on same subject, was substituted for Senate Bill No. 2474.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

On motion of Senator Watson, Amendment No. 2 was withdrawn.

On motion of Senator Watson, Amendment No. 3 was withdrawn.

Thereupon, **House Bill No. 1805** passed its third and final consideration by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

Senate Bill No. 2489 -- General Assembly -- As introduced, extends from 60 to 90 days the period by which two legislative employees in violation of the general assembly's nepotism policy as the result of marriage may resolve the violation by agreement before further action is taken. Amends TCA Title 3.

On motion, Senate Bill No. 2489 was made to conform with **House Bill No. 2643**.

On motion, House Bill No. 2643, on same subject, was substituted for Senate Bill No. 2489.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by adding the following as a new section immediately preceding the effective date section and renumbering the effective date section accordingly:

SECTION __. In honor of his years of service to the Tennessee General Assembly, including serving five (5) terms as the Speaker of the Senate, the new tunnel that connects the Cordell Hull Building to the State Capitol is designated the "Ron Ramsey Tunnel".

On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 2643**, as amended, passed its third and final consideration by the following vote:

Ayes 29
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

Senate Bill No. 2561 -- Human Services, Dept. of -- As introduced, establishes the state palliative care and quality of life council to advise the executive director of the Tennessee commission on aging and disability on issues related to palliative care. Amends TCA Title 4, Chapter 29 and Title 71, Chapter 2.

On motion, Senate Bill No. 2561 was made to conform with **House Bill No. 2118**.

On motion, House Bill No. 2118, on same subject, was substituted for Senate Bill No. 2561.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting subsections (d) and (e) in Section 2 and substituting instead the following:

(d) The council membership shall be appointed by the executive director, after consulting with Tennessee Hospice Association, Tennessee Hospital Association, Tennessee Medical Association, Tennessee Nursing Association, Tennessee Health Care Association, Tennessee Association of Home Care, and the Tennessee Chapter of American Cancer Society, and shall include interdisciplinary palliative care medical, nursing, social work, pharmacy, and spiritual professional expertise; patient and family caregiver advocate representation; and any other relevant appointees the executive director determines appropriate. The advisory council shall consist of no more than eleven (11) members. The executive director shall consider the racial, geographic, urban/rural, and economic diversity of the state when appointing members. Membership shall specifically include health professionals having palliative care work experience or expertise in palliative care delivery models in a variety of inpatient, outpatient, and community settings such as acute care, long-term care, and hospice, and with a variety of populations, including pediatric, youth, and adult. At least one (1) council member shall be a board-certified hospice and palliative medicine physician, at least one (1) council member shall be a licensed certified registered nurse practitioner with expertise in palliative care, and one (1) council member shall be from the department of health. Council members shall be appointed for a term of three (3) years. The members shall elect a chair and vice chair, whose duties shall be established by the council. The council shall fix a time and place for regular meetings and shall meet no less than twice yearly.

(e) Council members shall receive no compensation for their services or travel reimbursement for attending meetings.

On motion, Amendment No. 1 was adopted.

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Thereupon, **House Bill No. 2118**, as amended, passed its third and final consideration by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 2631 -- Human Rights -- As introduced, confers upon the Tennessee human rights commission the duty to notify the appropriate district attorney general if during the course of an investigation there is reasonable cause to believe that a violation of § 39-17-309, involving civil rights intimidation, has occurred. Amends TCA Title 3; Title 4 and Title 62.

On motion, Senate Bill No. 2631 was made to conform with **House Bill No. 2624**.

On motion, House Bill No. 2624, on same subject, was substituted for Senate Bill No. 2631.

Senator Kelsey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the caption and substituting instead the following:

WHEREAS, in enacting the Emmett Till Unsolved Civil Rights Crimes Reauthorization Act of 2016 (Public Law No. 114-325), Congress expressed its sense that all authorities with jurisdiction over unsolved civil rights crimes should meet regularly with civil rights organizations, institutions of higher education, and department of justice-designated entities to coordinate information sharing and discuss the status of work in this area; and

WHEREAS, an article in *Politico* noted, "Almost all of the civil rights cold cases that have been resolved in the last forty (40) years owe that resolution to the efforts of reporters, investigative journalists, and local prosecutors"; and

WHEREAS, Tennessee is in need of a central repository to gather, store, refer, and coordinate efforts presently ongoing in the private sector and institutions of higher education; now, therefore,

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 3, is amended by adding the following as a new chapter:

3-19-101.

(a) On the effective date of this act, there is created the "Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center" within

the office of minority affairs created by Senate Joint Resolution No. 61 of the Public Acts of 1981.

(b) The Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center shall serve as a civil rights crimes remembrance and reconciliation repository, function as an informational clearinghouse on unsolved civil rights crimes and cold cases in this state, and coordinate volunteer activities throughout the state pertinent to the mission and duties of the center.

(c) The staff of the office of minority affairs shall also serve as staff for the Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center. The duties of the center shall include:

(1)(A) Conducting a statewide survey of civil rights crimes in Tennessee, both solved and unsolved, by utilizing available volunteer resources. In designating volunteers and volunteer coordinators to conduct the survey, the director shall utilize the services of public and private sector institutions, including, but not limited to, the various Tennessee schools of law, universities and colleges, including the historically black universities and colleges such as Lemoyne-Owen, Lane, Fisk, Meharry, and Tennessee State, as well as private sector groups such as Tennesseans for Historical Justice.

(B) The director shall have the authority to design and distribute the survey to the volunteer coordinators to ensure to the extent possible that the results will be uniform from county to county, designate volunteers and volunteer coordinators in participating geographic areas, act as a central coordinator to prevent duplicative and inconsistent results, catalogue and compile the results of the survey, and transmit the results of the survey in the report required by subdivision (c)(9);

(2) Determining if any information submitted in the survey described in subdivision (c)(1), or by any other method the director acquires information, may still be subject to possible criminal prosecution and transferring any such information to the appropriate state and local law enforcement agencies, district attorneys general, and federal United States attorneys general with jurisdiction for the locations involved;

(3) Communicating, discussing, and meeting with the department of justice as suggested by Congress in the Emmett Till Unsolved Civil Rights Crimes Reauthorization Act of 2016 to coordinate activities surrounding unsolved civil rights crimes and cold cases believed to have occurred in this state;

(4) Collecting and maintaining, within the center, pertinent information on pending conferences, workshops, public hearings, remembrance and reconciliation events, information on the ten (10)

Tennessee stops on the new Civil Rights Trail, information on the activities surrounding the fiftieth anniversary of the Dr. Martin Luther King assassination, and other meetings concerning unsolved civil rights crimes and cold cases occurring in this state;

(5) Coordinating with the state archivist to determine if any material, information, report, or other document received by the Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center is of historical significance and possesses the indicia of authenticity necessary to consider its transfer to the state library and archives for permanent display and storage;

(6) Assisting the public and federal, state, and local government entities with inquiries regarding information on unsolved civil rights crimes and cold cases in this state;

(7) Initiating and participating in any reconciliation actions, meetings, ceremonies, services, and other similar activities on behalf of the state of Tennessee;

(8) Researching, seeking, and applying for any available funding or grants from the federal government or the private sector awarded for any of the purposes of the Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center; and

(9) Submitting a report by January 30th, 2019, and each January 30th thereafter, to the speaker of the senate and the speaker of the house of representatives, the senate judiciary committee, and the house of representatives criminal justice committee of the general assembly detailing the activities of the Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center since the effective date of this act.

3-19-102.

(a) The Tennessee Civil Rights Crimes Information, Reconciliation, and Research Center shall obtain and operate a website and a toll-free telephone line for the express purpose of receiving information related to unsolved civil rights crimes and cold cases in this state.

(b) The Center shall regularly undertake appropriate activities to inform and remind the citizens of this state of the services provided by the Center and of the availability of the website and toll-free telephone line. Such promotional activities shall regularly include, but not necessarily be limited to, press releases, posters, speeches, and public service announcements on radio and television. The Center shall undertake special activities to improve public awareness of the Center within those counties and areas of the state with the highest numbers of unsolved civil rights crimes and cold cases based upon available information.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 2624**, as amended, passed its third and final consideration by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Bailey, Bell, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 2656 -- Motor Vehicles -- As introduced, bans counties in attainment status from entering into or renewing contracts regarding vehicle inspection and maintenance programs to maintain compliance with national ambient air quality standards. Amends TCA Title 55 and Title 68.

Senator Norris declared Rule 13 on **Senate Bill No. 2656**.

On motion, Senate Bill No. 2656 was made to conform with **House Bill No. 1782**.

On motion, House Bill No. 1782, on same subject, was substituted for Senate Bill No. 2656.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

On motion of Senator Watson, Amendment No. 2 was withdrawn.

Senator Watson moved to amend as follows:

AMENDMENT NO. 3

AMEND by adding the following language as a new section immediately preceding the penultimate section and renumbering the subsequent sections accordingly:

SECTION __. Any fee increase promulgated by the air pollution control board in order to offset any revenue lost as the result of the implementation of this act shall not be imposed on major sources of air pollutants under Title V of the Clean Air Act (42 U.S.C. § 7401 et seq.) except to the extent that such fees are used to pay for indirect and direct costs related to the Title V program as provided in Title 68, Chapter 203 and 42 U.S.C. § 7661a, and indirect and direct costs specified in 40 CFR § 70.9.

On motion, Amendment No. 3 was adopted.

Thereupon, **House Bill No. 1782**, as amended, passed its third and final consideration by the following vote:

Ayes 29
Noes 1
Present, not voting ... 2

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Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--29.

Senator voting no was: Yarbrow--1.

Senators present and not voting were: Harris and Kyle--2.

A motion to reconsider was tabled.

Senate Bill No. 2665 -- Taxes, Exemption and Credits -- As introduced, exempts from sales and use tax, bees, hives, and beekeeping equipment sold to consumers for noncommercial purposes. Amends TCA Title 67.

Senator Briggs declared Rule 13 on **Senate Bill No. 2665**.

Thereupon, **Senate Bill No. 2665** passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

House Joint Resolution No. 1001 -- Memorials, Congress -- Calls on the U.S. Secretary of Transportation to revoke the September 7, 2011, acceptance letter regarding the X-Lite Flared Terminal and the X-Lite Tangent Terminal guardrails and to call for the removal of such guardrails from roads in the United States.

House Joint Resolution No. 1001 was concurred in by the following vote:

Ayes	29
Noes	0

Senators voting aye were: Bailey, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Swann, Tate, Watson, Yager and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

Senator Johnson moved that **Senate Bill No. 444** be placed at the heel of the Calendar for today, which motion prevailed.

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Senator Kelsey moved that **Senate Bill No. 987** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senate Bill No. 1575 -- Prisons and Reformatory Institutions -- As introduced, reduces from 30 to 15 the number of days within which a sheriff must report to the county legislative body the name of any prisoner who escapes while serving on a work detail. Amends TCA Title 39; Title 40 and Title 41.

On motion, Senate Bill No. 1575 was made to conform with **House Bill No. 2106**.

On motion, House Bill No. 2106, on same subject, was substituted for Senate Bill No. 1575.

Senator Yager moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Norris moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 41-4-121, is amended by adding the following as new subsections:

(d) Notwithstanding this section, if the prisoner is a juvenile:

(1) The sheriff has the authority, when the jail of the county is insufficient for the safekeeping of a juvenile prisoner, to convey the prisoner to the nearest sufficient juvenile detention facility in the state;

(2) The court may order commitment of a juvenile prisoner to the nearest sufficient juvenile detention facility in all cases where it is shown to the committing court that the jail of the county in which the commitment should be made is insufficient for the safekeeping of a juvenile prisoner;

(3) Any circuit or criminal judge, upon the application of the sheriff and proof of the fact, may order a juvenile prisoner to be removed to the nearest sufficient juvenile detention facility in all cases where the jail in which a juvenile prisoner is confined becomes insufficient for any cause; and

(4) An order issued under this subsection (d) shall be reviewed by the issuing court at least once every thirty (30) days. In conducting the review, the court shall determine whether the order needs to remain in place, be terminated, or be modified to place conditions on the order. In evaluating whether the order needs to remain in place, the court shall consider the jail or juvenile detention facilities' obligations relative to the use of restrictive housing. If the order is terminated, the prisoner shall be returned to the county jail or juvenile detention facility, as appropriate.

(e) Nothing in this section authorizes a non-adjudicated juvenile, or a non-adjudicated juvenile who has been transferred to criminal court in accordance with title 37, chapter 1, to be committed or removed to the state penitentiary or a branch prison for safekeeping.

SECTION 2. Tennessee Code Annotated, Section 41-4-121, is amended by deleting the section in its entirety and substituting instead the following:

(a)(1) The sheriff has the authority, when the jail of the county is insufficient for the safekeeping of a prisoner, to convey the prisoner to the nearest sufficient jail in the state or, if the prisoner is a juvenile, to the nearest sufficient juvenile detention facility in the state.

(2) In all cases where it is shown to the committing court that the jail of the county in which the commitment should be made is insufficient for the safekeeping of the prisoner, the court may order commitment of the prisoner to the nearest sufficient county jail or, if the prisoner is a juvenile, to the nearest sufficient juvenile detention facility.

(3) In all cases where the jail in which a prisoner is confined becomes insufficient for any cause, any circuit or criminal judge, upon the application of the sheriff and proof of the fact, may order the prisoner to be removed to the nearest sufficient jail or, if the prisoner is a juvenile, to the nearest sufficient juvenile detention facility.

(b)(1) An order issued under this section shall be reviewed by the issuing court at least once every thirty (30) days. In conducting the review, the court shall determine whether the order needs to remain in place, be terminated, or be modified to place conditions on the order. In evaluating whether the order needs to remain in place, the court shall consider the jail or juvenile detention facilities' obligations relative to the use of restrictive housing. If the order is terminated, the prisoner shall be returned to the county jail or juvenile detention facility, as appropriate.

(2) Nothing in this section authorizes a non-adjudicated juvenile, or a non-adjudicated juvenile who has been transferred to criminal court in accordance with title 37, chapter 1, to be committed or removed to the state penitentiary or a branch prison for safekeeping.

SECTION 3. Section 1 of this act shall take effect upon becoming a law, the public welfare requiring it, and shall apply to juvenile prisoners committed or moved for safekeeping prior to, on, or after the effective date of this act. Section 2 of this act shall take effect January 1, 2019, the public welfare requiring it, and shall apply to prisoners committed or moved for safekeeping prior to, on, or after such date.

On motion, Amendment No. 2 was adopted.

On motion of Senator Yager, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 2106**, as amended, passed its third and final consideration by the following vote:

Ayes 31
Noes 0

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Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 1890 -- Sports -- As introduced, increases from 50 percent to 75 percent the percentage of required quarterly meetings that members of the Tennessee athletic commission are required to attend. Amends TCA Title 68, Chapter 115.

Senator Johnson moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator Tate moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 115, Part 2, is amended by adding the following language as a new section:

(a) Notwithstanding any provision of this chapter to the contrary, the commission may authorize international qualifying events for kickboxing to occur in this state if the events meet the standards required for such events by the World Association of Kickboxing Organizations or any subsequent entity recognized as the official kickboxing governing body by the International World Games Association.

(b) Pursuant to § 68-115-201, the commission shall promulgate rules to effectuate this section.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

Pursuant to Rule 39(3), Amendment No. 2 was adopted by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--30.

On motion of Senator Johnson, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 1890**, as amended, passed its third and final consideration by the following vote:

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Ayes 30
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

Senator Gresham moved that **Senate Bill No. 1894** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senator Niceley moved that **Senate Bill No. 1915** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senate Bill No. 2227 -- Memorials, Recognition -- As introduced, requires the state capitol commission to develop and implement a plan for the commissioning of the Tennessee Monument to Unborn Children; requires that the monument be funded by non-state sources and placed on the capitol grounds upon completion. Amends TCA Title 4.

On motion, Senate Bill No. 2227 was made to conform with **House Bill No. 2381**.

On motion, House Bill No. 2381, on same subject, was substituted for Senate Bill No. 2227.

Senator Yager moved that Amendment No. 1 be placed behind Amendment No. 3, which motion prevailed.

Senator Yager moved that Amendment No. 2 be placed behind Amendment No. 1, which motion prevailed.

Senator Southerland moved to amend as follows:

AMENDMENT NO. 3

AMEND by deleting all language after the caption and substituting instead the following:

WHEREAS, Tennessee currently has two monuments on the capitol grounds recognizing the immoral practice of both slavery and genocide; and

WHEREAS, both practices were sanctioned by the government and justified on the idea that some humans have less value than others; and

WHEREAS, both markers state that practices that treat humans as less than human should not be repeated or forgotten; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 4, Chapter 8, Part 3, is amended by adding the following new section:

(a) The general assembly urges the state capitol commission to consider placing a monument to be erected on the capitol campus as a reminder of unborn children. The monument shall be in memory of the victims of abortion, babies, women, and men.

(b) One (1) member of the senate and one (1) member of the house of representatives, each appointed by their respective speaker, shall work with the state capitol commission to design and place the monument commissioned pursuant to subsection (a).

(c) No state funds shall be spent on the construction or placement of the monument, and the monument must be erected using private funds. The members appointed pursuant to subsection (b) shall perform their duties when in Nashville for other official business.

(d)(1) There is created a separate account within the state general fund to be known as the Tennessee Monument to Unborn Children fund.

(2) The fund must be funded by gifts, grants, and other donations received by the state for the fund from non-state sources.

(3) Money in the fund may be used for the design, construction, and installation of the monument.

(4) At the end of each fiscal year, the commissioner of finance and administration shall carry forward any amounts remaining in the fund.

(5) Moneys in the fund must be invested by the state treasurer pursuant to title 9, chapter 4, part 6, for the sole benefit of the fund, and interest accruing on investments of and deposits into such fund must be returned to such fund and remain part of the fund.

(6) After the completion of the monument, any monies remaining in the fund must remain in the fund and be expended for the upkeep and maintenance of the monument until all monies in the fund are exhausted.

(e) Upon completion of the monument, the state capitol commission shall name the monument the "Tennessee Monument to Unborn Children, In Memory of the Victims of Abortion: Babies, Women, and Men."

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 3 was adopted.

On motion of Senator Yager, Amendment No. 1 was withdrawn.

On motion of Senator Yager, Amendment No. 2 was withdrawn.

Senator Bailey moved for the previous question on **House Bill No. 2381**, which motion prevailed.

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Thereupon, **House Bill No. 2381**, as amended, passed its third and final consideration by the following vote:

Ayes	23
Noes	3
Present, not voting . . .	1

Senators voting aye were: Bailey, Bell, Bowling, Crowe, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey, Niceley, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Watson, Yager and Mr. Speaker McNally--23.

Senators voting no were: Harris, Kyle and Yarbrow--3.

Senator present and not voting was: Harper--1.

A motion to reconsider was tabled.

Mr. Speaker McNally moved that **Senate Bill No. 2259** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senate Bill No. 2292 -- Local Government, General -- As introduced, deletes provisions requiring each commissioner of a municipal utility board to obtain 12 hours of training and continuing education within 12 months of appointment or election, or reappointment or reelection, to the board, and every three years thereafter beginning January 1 after the calendar year in which the commissioner met the initial training and continuing education requirements. Amends TCA Section 7-34-115.

On motion, Senate Bill No. 2292 was made to conform with **House Bill No. 2338**.

On motion, House Bill No. 2338, on same subject, was substituted for Senate Bill No. 2292.

On motion of Senator Yager, Amendment No. 1 was withdrawn.

On motion of Senator Bell, Amendment No. 2 was withdrawn.

On motion of Senator Bell, Amendment No. 3 was withdrawn.

Senator Bell moved to amend as follows:

AMENDMENT NO. 4

AMEND by deleting the two (2) sections immediately preceding the last section and renumbering the last section accordingly.

Pursuant to Rule 39(3), Amendment No. 4 was adopted by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey,

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Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

Thereupon, **House Bill No. 2338**, as amended, passed its third and final consideration by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

Senate Bill No. 2328 -- Employees, Employers -- As introduced, prohibits public and private employers from requiring an employee or prospective employee to execute a non-disclosure agreement with respect to sexual harassment in the workplace as a condition of employment. Amends TCA Title 50, Chapter 1, Part 1.

On motion, Senate Bill No. 2328 was made to conform with **House Bill No. 2613**.

On motion, House Bill No. 2613, on same subject, was substituted for Senate Bill No. 2328.

On motion of Senator Johnson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 2613** passed its third and final consideration by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

Senate Bill No. 2405 -- Child Abuse -- As introduced, requires the department of children's services to develop instructional guidelines for child safety training programs for members of professions that frequently deal with children who may be at risk of abuse; requires certain licensing boards to create child safety training programs; requires certain professionals to complete the appropriate child safety training program prior to license renewal. Amends TCA Title 37, Chapter 1, Part 4; Title 49, Chapter 5, Part 1; Title 63, Chapter 23; Title 63, Chapter 6, Part 2; Title 63, Chapter 7, Part 1 and Title 63, Chapter 9.

On motion, Senate Bill No. 2405 was made to conform with **House Bill No. 2606**.

On motion, House Bill No. 2606, on same subject, was substituted for Senate Bill No. 2405.

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On motion of Senator Kelsey, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 2606** passed its third and final consideration by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

Senate Bill No. 2426 -- Tort Liability and Reform -- As introduced, declares settlement agreement provisions that have purpose or effect of concealing details relating to claim of child sexual abuse, except for identifying information concerning victim, as void and unenforceable and contrary to public policy of state. Amends TCA Title 20 and Title 29, Chapter 34, Part 1.

On motion, Senate Bill No. 2426 was made to conform with **House Bill No. 2523**.

On motion, House Bill No. 2523, on same subject, was substituted for Senate Bill No. 2426.

Thereupon, **House Bill No. 2523** passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senator Bowling moved that **Senate Bill No. 2452** be rereferred to the Committee on Calendar, which motion prevailed.

Senate Bill No. 2526 -- DUI Offenses -- As introduced, removes penalty of Class A misdemeanor for refusing to consent to breath or blood test for DUI; makes various revisions to DUI law regarding breath and blood tests. Amends TCA Title 39, Chapter 13; Title 40, Chapter 7, Part 1 and Title 55, Chapter 10, Part 4.

On motion, Senate Bill No. 2526 was made to conform with **House Bill No. 2450**.

On motion, House Bill No. 2450, on same subject, was substituted for Senate Bill No. 2526.

Senator Kelsey moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-10-408(b), is amended by deleting the subsection and substituting instead the following:

(b)(1) Upon receipt of a specimen forwarded to the director's office or an accredited crime laboratory for analysis, and the "toxicology request for examination" form, which shall indicate whether or not a breath alcohol test has been administered and the results of that test, the director of the Tennessee bureau of investigation or the director of an accredited crime laboratory shall have the specimen examined for alcohol concentration, the presence of narcotics or other drugs, or for both alcohol and drugs, if requested by the arresting officer, county medical examiner, or any district attorney general. The office of the director of the Tennessee bureau of investigation or the director of an accredited crime laboratory shall execute a certificate or report that indicates the name of the accused, the date, the time, and by whom the specimen was received and examined, and a statement of the alcohol concentration or presence of drugs in the specimen.

(2) As used in this section, "accredited crime laboratory" shall be limited to those crime laboratories that:

(A) Are owned and operated by this state or a political subdivision of this state;

(B) Are accredited under ISO/IEC/17025, with associated supplemental requirements; and

(C) Provide testing within the scope of the accreditation sufficient to meet the requirements as forensic service providers.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 2450**, as amended, passed its third and final consideration by the following vote:

Ayes 32
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

Senate Bill No. 2603 -- Administrative Procedure (UAPA) -- As introduced, requires venue for appeals of contested case hearings be in chancery court nearest to the place of residence of the person contesting the agency action, chancery court nearest to the place the cause of action arose, or any court having subject matter jurisdiction. Amends TCA Title 4, Chapter 5, Part 3.

Senator Yarbro declared Rule 13 on **Senate Bill No. 2603**.

Senator Norris declared Rule 13 on **Senate Bill No. 2603**.

Senator Bell moved to amend as follows:

AMENDMENT NO. 3

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-5-322(b)(1)(A), is amended by deleting the subdivision and substituting instead the following:

(A)(i) Proceedings for review are instituted by filing a petition for review in chancery court.

(ii) Except as provided in subdivisions (b)(1)(B), venue for appeals of contested case hearings shall be in the chancery court nearest to the place of residence of the person contesting the agency action or alternatively, at the person's discretion, in the chancery court nearest to the place where the cause of action arose, or in the chancery court of Davidson County.

(iii) Venue for appeals of contested case hearings involving TennCare determinations shall be in the chancery court of Davidson County.

(iv) Petitions seeking judicial review shall be filed within sixty (60) days after the entry of the agency's final order thereon.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it.

On motion, Amendment No. 3 was adopted.

On motion of Senator Bell, Amendment No. 1 was withdrawn.

On motion of Senator Bell, Amendment No. 2 was withdrawn.

Thereupon, **Senate Bill No. 2603**, as amended, passed its third and final consideration by the following vote:

Ayes 31
Noes 1

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--31.

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Senator voting no was: Yarbrow--1.

A motion to reconsider was tabled.

Senator Norris moved that **Senate Bill No. 2622** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senator Bailey moved that **Senate Bill No. 2680** be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

Senate Bill No. 2681 -- Lottery, Corporation -- As introduced, requires the board of directors of the Tennessee education lottery corporation, no later than January 1, 2019, to establish a mechanism whereby a lottery ticket winner of a drawing-style game, with winnings of \$1 million dollars or more, may donate 10 percent of the total prize money to a 501(c)(3) or 501(c)(19) nonprofit organization. Amends TCA Title 4, Chapter 51, Part 1.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting from the amendatory language of Section 1 the language "after payment of taxes and fees" and substituting instead the language "either before taxes or after payment of taxes and fees".

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 2681**, as amended, passed its third and final consideration by the following vote:

Ayes 30
Noes 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

MOTION

Senator Harper moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 978**, out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution No. 978 by Senators Harper, Tate, Gresham, Lundberg, Yager, Haile, Bell, Gardenhire, Kyle, Massey and Jackson.
Memorials, Heroism -- James Shaw, Jr.

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On motion of Senator Harper, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 978** was adopted by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally--32.

A motion to reconsider was tabled.

MOTION

Senator Gresham moved that Rules 32 and 33 be suspended for the introduction and immediate consideration of **Senate Joint Resolutions Nos. 975, 976 and 977**; and further moved that Rule 83 be suspended for the purpose of allowing the Committee on Education to meet at 10:30 a.m., Tuesday, April 24, 2018, to consider **Senate Joint Resolutions Nos. 975, 976 and 977**, which motion prevailed.

MOTION

Senator Massey moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 979**, out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution No. 979 by Mr. Speaker McNally.
Memorials, Death -- Greer Goddard.

On motion of Senator Massey, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 979** was adopted.

A motion to reconsider was tabled.

MOTION

Senator Norris moved that Rule 37 be suspended for the purpose of allowing any bill passing out of the Committee on Finance, Ways and Means Monday, April 23, 2018, to be placed on Calendar No. 2 for Tuesday, April 24, 2018, which motion prevailed.

MOTION

Senator Norris moved that Rule 83 be suspended for the purpose of allowing the Committee on Finance, Ways and Means to meet at 9:00 a.m., Tuesday, April 24, 2018, which motion prevailed.

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MOTION

Senator Norris moved the Proposed Schedule for the week of April 23, 2018, as amended, be adopted and made the action of the Senate, which motion prevailed.

**TENNESSEE STATE SENATE
110th GENERAL ASSEMBLY**

**PROPOSED SCHEDULE
FOR THE WEEK OF APRIL 23, 2018**

MONDAY – April 23

1:00 p.m. Finance, Ways & Means Committee
3:00 p.m. Session – Senate Chamber

TUESDAY – April 24

9:00 a.m. Finance, Ways & Means Committee
10:30 a.m. Education Committee
1:30 p.m. Session – Senate Chamber

MOTION

Senator Norris moved that Rule 37 be suspended for the purpose of allowing any bills or resolutions on the Calendar for Tuesday, April 24, 2018, to be considered timely, which motion prevailed.

MOTION

Senator Norris moved that Rule 39 be suspended for the purpose of allowing amendments filed by 9:00 a.m., Tuesday, April 24, 2018, be considered timely filed, which motion prevailed.

MOTION

Senator Norris moved that Rule 83(8) be suspended for the purpose of allowing any bills or resolutions passing out of the Committee on Finance, Ways and Means and the Committee on Education Monday, April 23, 2018, to be placed on the Calendar for Tuesday, April 24, 2018, which motion prevailed.

NOTICES

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 558, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER,
Chief Clerk

MONDAY, APRIL 23, 2018 -- 75TH LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 1882, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 2297, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 824, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 2111, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 1387, substituted for House Bill on same subject, amended, and passed by the House.

TAMMY LETZLER,
Chief Clerk

RECALL OF BILL

On motion of Mr. Speaker McNally, **Senate Joint Resolution No. 888** was recalled from the Committee on Health and Welfare.

REFERRAL OF BILL

Mr. Speaker McNally moved that Senate Joint Resolution No. 888 be referred to the Committee on Calendar, which motion prevailed.

MOTION

On motion of Senator Kelsey, his name was added as sponsor of **Senate Bill No. 1277**.

On motion of Senator Ketron, his name was added as sponsor of **Senate Bill No. 1494**.

On motion of Senators Bailey and Harper, their names were added as sponsors of **Senate Bill No. 1575**.

On motion of Senators Bailey, Haile, Jackson and Watson, their names were added as sponsors of **Senate Bill No. 1717**.

On motion of Senator Bowling, her name was added as sponsor of **Senate Bill No. 1915**.

On motion of Senators Bailey, Dickerson, Haile, Watson and Yager, their names were added as sponsors of **Senate Bill No. 1935**.

On motion of Senator Watson, his name was added as sponsor of **Senate Bill No. 2119**.

On motion of Senator Yarbrow, his name was added as sponsor of **Senate Bills Nos. 2328 and 2405**.

On motion of Senators Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Haile, Harper, Harris, Hensley, Jackson, Johnson, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Tate, Watson, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **Senate Bill No. 2426**.

On motion of Senators Briggs and Crowe, their names were added as sponsors of **Senate Bill No. 2561**.

On motion of Senator Stevens, his name was added as sponsor of **Senate Bill No. 2603**.

On motion of Senators Crowe, Gresham, Harper, Jackson, Massey, Tate and Yarbrow, their names were added as sponsors of **Senate Bill No. 2631**.

On motion of Senators Johnson, Kelsey and Stevens, their names were added as sponsors of **Senate Bill No. 2656**.

On motion of Senators Bowling, Briggs, Crowe, Niceley, Stevens and Yager, their names were added as sponsors of **Senate Bill No. 2665**.

On motion of Senators Harper and Yarbrow, their names were added as sponsors of **Senate Joint Resolution No. 963**.

On motion of Senators Dickerson, Yarbrow, Bailey, Bowling, Briggs, Crowe, Harris, Hensley, Johnson, Kelsey, Ketron, Niceley, Norris, Pody, Reeves, Roberts, Southerland, Stevens, Swann, Watson and Mr. Speaker McNally, their names were added as sponsors of **Senate Joint Resolution No. 978**.

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On motion of Senator Swann, his name was added as sponsor of **House Joint Resolutions Nos. 1227 and 1277.**

On motion of Senator Bailey and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolution No. 1001.**

On motion of Senator Hensley, his name was added as sponsor of **House Joint Resolutions Nos. 1230, 1231 and 1232.**

On motion of Senator Lundberg, his name was added as sponsor of **House Joint Resolutions Nos. 1254, 1257 and 1275.**

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 619, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 777, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 1717 and 1787, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 1877, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 1890, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 1935, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bill No. 2364, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 2603 and 2681, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 968 and 958, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

MONDAY, APRIL 23, 2018 -- 75TH LEGISLATIVE DAY

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolution No. 978, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENGROSSED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolution No. 979, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 1462 and 2723, passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 1281, 1282, 1283 and 1284; adopted, for the Senate's action.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 226. House Joint Resolution No. 226 passed first reading as amended April 18, 2018, second reading as amended April 19, 2018, third and final reading and adopted by a majority of the members of the One Hundred Tenth General Assembly on April 23, 2018, pursuant to Article XI, Section 3 of the Constitution of Tennessee.

TAMMY LETZLER,
Chief Clerk

MONDAY, APRIL 23, 2018 -- 75TH LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 1474, 1935, 1993, 2076, 2359 and 2571; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 947, 948, 949, 950, 952, 953, 954, 955, 956, 957 and 967; concurred in by the House.

TAMMY LETZLER,
Chief Clerk

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 968 and 978, concurred in by the House.

TAMMY LETZLER,
Chief Clerk

ENROLLED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Bills Nos. 105, 692, 1560, 1572, 2011, 2012, 2015, 2049, 2295, 2628 and 2662; and Senate Resolutions Nos. 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213 and 214; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON,
Deputy Chief Clerk

ENROLLED BILLS

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Resolution No. 215, and find same correctly enrolled and ready for the signature of the Speaker.

ALAN WHITTINGTON,
Deputy Chief Clerk

MESSAGE FROM THE HOUSE

April 23, 2018

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 108, 601, 901, 1038, 1140, 1344, 1494, 1551, 1601, 1727, 1793, 1808, 1837, 1856, 1862, 1894, 1905, 1929, 1939, 1981, 1988, 1993, 2024, 2039, 2049, 2052, 2084, 2141, 2161, 2175, 2217, 2220, 2230, 2247, 2250, 2287, 2323, 2325, 2330, 2348, 2432, 2464, 2469, 2526, 2550, 2590, 2637, 2688 and 2690; for the signature of the Speaker.

TAMMY LETZLER,
Chief Clerk

SIGNED

April 23, 2018

The Speaker announced that he had signed the following: Senate Bills Nos. 105, 692, 1560, 1572, 2011, 2012, 2015, 2049, 2295, 2628 and 2662; and Senate Resolutions Nos. 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213 and 214.

SIGNED

April 23, 2018

The Speaker announced that he had signed the following: Senate Resolution No. 215.

REPORT OF DEPUTY CHIEF CLERK

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 367, 647, 900, 1062, 1519, 1564, 1719, 1732, 1765, 1781, 1808, 1852, 1869, 1923, 1941, 1971, 2030, 2043, 2048, 2133, 2159, 2236, 2314 and 2370; for his action.

ALAN WHITTINGTON,
Deputy Chief Clerk

REPORT OF DEPUTY CHIEF CLERK

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bill No. 2420, for his action.

ALAN WHITTINGTON,
Deputy Chief Clerk

REPORT OF DEPUTY CHIEF CLERK

April 23, 2018

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolution No. 552, for his action.

ALAN WHITTINGTON,
Deputy Chief Clerk

MONDAY, APRIL 23, 2018 -- 75TH LEGISLATIVE DAY

MESSAGE FROM THE GOVERNOR

April 23, 2018

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 552, 826, 859, 862, 863, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928 and 929; with his approval.

DWIGHT E. TARWATER,
Counsel to the Governor

ADJOURNMENT

Senator Norris moved the Senate adjourn until 1:30 p.m., Tuesday, April 24, 2018, which motion prevailed.